



Republic of the Philippines
Department of Environment and Natural Resources

Visayas Avenue, Diliman, Quezon City, 1100
Tel Nos. (632) 929-66-26 to 29 • (632) 929-62-52
929-66-20 • 929-66-33 to 35
929-70-41 to 43

MEMORANDUM FROM THE SECRETARY

TO : All Members of Pollution Adjudication Board
EMB Director
Regional Executive Directors
EMB Regional Directors
PAB Secretariat

SUBJECT : ADHERENCE TO PROCEDURAL RULES STIPU-
LATED IN PAB RESOLUTION NO. 1-C, SERIES
OF 1997 WITH RESPECT TO POLLUTION CASES

DATE : MAY 16 2005

It has been observed that procedural rules with respect to pending pollution cases in the regional offices and in the Pollution Adjudication Board Office are not strictly followed particularly on the reglementary period in handling and adjudicating pollution cases.

In this regard, you are hereby directed to strictly observe the period stipulated in Rule VI, Sec.1c and Section 7 of PAB Resolution No. 1-C, series of 1997. Hereunder quoted as follows:

Section 1c. "Execution of a commitment from the respondent to abate or mitigate the pollution complained of, including the implementation of remedial measures relative thereto, within a period agreed upon by the parties, which in no case shall be more than ninety (90) days."

Section 7. "Upon the expiration of the period agreed upon in the Technical Conference, a follow-up inspection shall be conducted by the Regional Office and a report relative thereto shall be prepared. If after inspection, it is determined that the respondent still fails to comply with the DENR Standards and with his previous commitments in the Technical Conference, the Regional Office shall within fifteen (15) days elevate the case to the Board with a recommendation for the issuance of a Cease and Desist Order and the fines to be imposed."



The Regional Office shall immediately elevate to the PAB all cases that fail to comply with the DENR standards and refrain from conducting series of Technical Conference.

The PAB Secretariat is also directed to submit to this office an updated list of all pending pollution cases (active and inactive) for PAB Resolution.

For strict compliance.

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MICHAEL T. DEFENSOR
Secretary